

FILED

United States Court of Appeals
Tenth Circuit

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

May 10, 2017

Elisabeth A. Shumaker
Clerk of Court

JENNIFER MONTOYA; JOHN C.
MONTOYA,

Plaintiffs - Appellants,

v.

NEW MEXICO INSTITUTE OF MINING
AND TECHNOLOGY BOARD OF
REGENTS; LEONARD GARCIA,

Defendants - Appellees.

No. 17-2051
(D.C. No. 2:16-CV-00386-MCA-SMV)
(D. N.M.)

ORDER

This matter is before the court on the parties' *Stipulation of Dismissal*, which is construed as a motion for voluntary dismissal pursuant to Fed. R. App. P. 42(b).

Upon consideration and as construed, the motion is granted. 10th Cir. R. 27.4(A)(9).

A copy of this order shall stand as and for the mandate of the court.

Entered for the Court
ELISABETH A. SHUMAKER, Clerk



by: Jane K. Castro
Counsel to the Clerk